



# PREPROPOSAL STATEMENT OF INQUIRY

## CR-101 (October 2017) (Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

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STATE OF WASHINGTON  
FILED

DATE: June 30, 2020

TIME: 2:40 PM

WSR 20-14-107

**Agency:** Department of Social and Health Services, Economic Services Administration

**Subject of possible rule making:** The department is planning to amend WAC 388-447-0005, What evidence do we consider to determine incapacity?; WAC 388-447-0010, What medical evidence do I need to provide?; WAC 388-447-0110, When does my eligibility for referral to the housing and essential needs (HEN) program end?; WAC 388-449-0010, What evidence do we consider to determine disability?; WAC 388-449-0015, What medical evidence do I need to provide?; WAC 388-449-0150, When does my eligibility for aged, blind, or disabled (ABD) cash benefits end?; and other related rules as may be required.

**Statutes authorizing the agency to adopt rules on this subject:** RCW 74.04.005, RCW 74.04.050, RCW 74.04.055, RCW 74.04.057, RCW 74.04.510, RCW 74.04.655, RCW 74.04.770, RCW 74.08.025, RCW 74.08.043, RCW 74.08.090, RCW 74.08.335, RCW 74.09.530, RCW 74.08A.100.

**Reasons why rules on this subject may be needed and what they might accomplish:** Planned amendments will address impacts to Aged, Blind, or Disabled (ABD) and Housing and Essential Needs Referral program clients and their medical providers as needed under the indefinite conditions of the Coronavirus (COVID-19) pandemic.

**Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:** N/A

**Process for developing new rule (check all that apply):**

- Negotiated rule making
- Pilot rule making
- Agency study

Other (describe) DSHS welcomes the public to take part in developing the rules. Anyone interested should

contact the staff person identified below. At a later date, DSHS will file a proposal with the Office of the Code Reviser with a notice of proposed rulemaking. A copy of the proposal will be sent to everyone on the mailing list and to anyone who requests a copy.

**Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting:**

(If necessary)

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Additional comments:

<b>Date:</b> June 30, 2020	<b>Signature:</b> 
<b>Name:</b> Katherine I. Vasquez	
<b>Title:</b> DSHS Rules Coordinator	